

# SENATE . . . . . No. 01123

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## The Commonwealth of Massachusetts

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PRESENTED BY:

***Mark Montigny***  
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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act requiring automated external defibrillators in schools..

\_\_\_\_\_  
PETITION OF:

NAME:

DISTRICT/ADDRESS:

\_\_\_\_\_  
*Mark Montigny*

\_\_\_\_\_  
*Second Bristol and Plymouth*

\_\_\_\_\_  
*Bruce J. Ayers*

\_\_\_\_\_  
*1st Norfolk*

# SENATE . . . . . No. 01123

By Mr. Montigny, petition (accompanied by bill, Senate, No. 1123) of Ayers and Montigny for legislation requiring automated external defibrillators in schools [Joint Committee on Public Health].

[SIMILAR MATTER FILED IN PREVIOUS SESSION

SEE

SENATE

□  
□ , NO. 842 OF 2009-2010.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven  
\_\_\_\_\_

An Act requiring automated external defibrillators in schools..

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           Section 1. Chapter 111 of the General Laws is hereby amended by inserting after  
2 section 57D the following section:—           Section 57E. All public schools shall have a  
3 automatic external defibrillator on its premises and shall have AED providers, as defined in  
4 section 12V½ of chapter 112 available. The provisions of said section 12V½ of said chapter 112  
5 shall be applicable to any action under this section.

6           Section 2. On-site cardiac automated external defibrillator. 1. All Schools as defined  
7 by Chapter 32 Section 1 shall provide and maintain on-site in each instructional school facility  
8 automated external defibrillator (AED) equipment, as defined in section (1) in quantities and  
9 types deemed by the commissioner of education in consultation with the commissioner of health

10 to be adequate to ensure ready and appropriate access for use during emergencies. 2. Whenever  
11 public school facilities pursuant to subdivision one of this section are used for school sponsored  
12 or school approved curricular or extracurricular events or activities and whenever a school-  
13 sponsored athletic contest is held at any location, the public school officials and administrators  
14 responsible for such school facility or athletic contest shall ensure the presence of at least one  
15 staff person who is trained, as defined in Chapter 112 section 12V in the operation and use of an  
16 AED. Where a school-sponsored competitive athletic event is held at a site other than a public  
17 school facility, the public school officials shall assure that an AED is provided on-site. 3. Public  
18 school facilities and staff pursuant to subdivisions one and two of this section shall be deemed a  
19 "public access defibrillation provider" as defined in Chapter 112 Section 12V1/2 subject to the  
20 requirements and limitations of such section. 4. Pursuant to Chapter 112 Section 12V any public  
21 access defibrillation provider, or any employee or other agent of the provider who, in accordance  
22 with the provisions of this section, voluntarily and without expectation of monetary  
23 compensation renders emergency medical or first aid treatment using an AED which has been  
24 made available pursuant to this section, to a person who is unconscious, ill or injured, shall be  
25 liable only pursuant to section 12V of Chapter 112.